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| FORM PTO-1390 (REV 12-2001) | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | ATTORNEYS DOCKET NUMBER 742166-13 |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/517,485 |
| INTERNATIONAL APPLICATION NO. PCT/JP03/07492 | INTERNATIONAL FILING DATE June 12, 2003 | PRIORITY DATE CLAIMED June 13, 2002 | | |
| TITLE OF INVENTION METHOD FOR PRODUCING FATTY ACID ALKYL ESTER COMPOSITION | | | | |
| APPLICANT(S) FOR DO/EO/US Shiro SAKA | | | | |
| <p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)). <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | | | |
| <p>Items 11 to 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input type="checkbox"/> Other items or information: | | | | |

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| U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.50) 10/517,485 | INTERNATIONAL APPLICATION NO. PCT/JP03/07492 | ATTORNEYS DOCKET NUMBER 742166-13 | | |
| 21. The following fees are submitted: | | CALCULATIONS | PTO USE ONLY | |
| <input type="checkbox"/> a) Basic national fee.....\$300.00 | | \$ | | |
| <input type="checkbox"/> b) Examination fee.....\$200.00 | | \$ | | |
| <input type="checkbox"/> c) Search fee\$500.00 | | \$ | | |
| TOTAL OF ABOVE CALCULATIONS = \$1000.00 | | \$ | | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | |
| Total Sheets | Extra sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | |
| - 100 = | /50 = | | x \$250.00 \$ | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | \$130.00 | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | |
| Total claims | - 20 = | | x \$50.00 \$ | |
| Independent claims | - 3 = | | x \$200.00 \$ | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | + \$360.00 | \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | \$130.00 | | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½. | | \$ | | |
| SUBTOTAL = | | \$130.00 | | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | \$ | | |
| TOTAL NATIONAL FEE = | | \$130.00 | | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | \$ | | |
| TOTAL FEES ENCLOSED = | | \$ | | |
| | | Amount to be refunded: | \$ | |
| | | Amount to be charged: | \$130.00 | |
| a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. | | | | |
| b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>19-2380</u> in the amount of \$ <u>130.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed. | | | | |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-2380</u> . A duplicate copy of this sheet is enclosed. | | | | |
| d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | |
| 07/11/2005 SEND ALL CORRESPONDENCE TO: 01 FC:1617 GFFEYI 00000038 192380 10517485 130.00 DA | | <u>Thomas W. Cole</u> SIGNATURE | | |
| NIXON PEABODY LLP 401 9 th Street, N.W. Suite 900 Washington, D.C. 20004-2128 | | <u>Thomas W. Cole</u> NAME <u>28,290</u> REGISTRATION NUMBER | | |

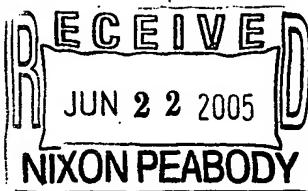


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/517,485 | Shiro Saka | 742166-13 |

22204
 NIXON PEABODY, LLP
 401 9TH STREET, NW
 SUITE 900
 WASHINGTON, DC 20004-2128



INTERNATIONAL APPLICATION NO.

PCT/JP03/07492

| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|
| 06/12/2003 | 06/13/2002 |

CONFIRMATION NO. 6129
 371 FORMALITIES LETTER



OC00000016321255

Date Mailed: 06/20/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/10/2004
- Copy of the International Search Report filed on 12/10/2004
- Information Disclosure Statements filed on 12/10/2004
- Request for Immediate Examination filed on 12/10/2004
- U.S. Basic National Fees filed on 12/10/2004
- Priority Documents filed on 12/10/2004

6/20/05 DOCKETED
By [Signature]
 Nixon Peabody, LLP

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/517,485 | PCT/JP03/07492 | 742166-13 |

FORM PCT/DO/EO/905 (371 Formalities Notice)

JUN. 16. 2005 3:19PM

866 741 0075

JC10 Rec'd. P/PTO JUN 2005

NO. 3540 P. 1

Nixon Peabody LLP
Attorneys at Law

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| From: Thomas W. Cole | Date: June 16, 2005 | No. of Pages: (including this page) | 2 |
|----------------------|---------------------|--|---|

Comments:

In re Patent Application of:
Shiro SAKA
Serial No. 10/517,485
Filed: December 10, 2004
For: METHOD FOR PRODUCING FATTY ACID ALKYL ESTER COMPOSITION

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NO. 3540 P. 2

Application No. 742166-13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent Application of:

Shiro SAKA

Serial No. 10/517,485

Filed: December 10, 2004

For: METHOD FOR PRODUCING FATTY
ACID ALKYL ESTER COMPOSITION

Examiner: Unassigned

Group Art Unit: Unassigned

DATED: June 16, 2005

JUN 16 2005

STATUS INQUIRY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please advise, in writing, as to the current status of the above-identified application.

Respectfully submitted,

By: Thomas W. Cole

Thomas W. Cole
Registration No. 28,290

NIXON PEABODY LLP
Customer No. 22204
401 9th Street, N.W.
Suite 900
Washington, D.C. 20004-2128
(202) 585-8000

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the USPTO at (703) 872-9306, on June 16, 2005.

Linda Swink
Linda Swink

W659808.1

PAGE 2/2 * RCVD AT 6/16/2005 3:09:15 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/7 * DNIS:8729306 * CSID:866 741 0075 * DURATION (mm:ss):00:46

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